



February 20, 2009

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## HOUSE BILL No. 1195

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DIGEST OF HB 1195 (Updated February 19, 2009 11:22 am - DI 77)

**Citations Affected:** IC 12-13; IC 12-15.

**Synopsis:** Requirements for certain FSSA contractors. Requires that certain contractors for the division of family resources that receive and process eligibility information and make determinations and review eligibility and intake information and provide information to the select joint commission on Medicaid oversight. Requires an employee of a county office of the division of family resources to directly assist any individual who enters the county office and requests assistance in completing an application for a program serviced by the county office. Requires the office of Medicaid policy and planning to require a contractor that assists in the administration of eligibility determinations to do the following: (1) Implement a document tracking and verification system. (2) Provide a health care facility with a telephone number and specified assistance.

**Effective:** July 1, 2009.

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**Crawford**

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January 12, 2009, read first time and referred to Committee on Public Health.  
February 19, 2009, amended, reported — Do Pass.

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HB 1195—LS 6140/DI 104+



February 20, 2009

First Regular Session 116th General Assembly (2009)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2008 Regular Session of the General Assembly.

## HOUSE BILL No. 1195

A BILL FOR AN ACT to amend the Indiana Code concerning Medicaid.

*Be it enacted by the General Assembly of the State of Indiana:*

1 SECTION 1. IC 12-13-5-14 IS ADDED TO THE INDIANA CODE  
2 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY  
3 1, 2009]: **Sec. 14. (a) As used in this section, "commission" refers**  
4 **to the select joint commission on Medicaid oversight (IC 2-5-26-3).**

5 **(b) A contractor for the division that has responsibility for**  
6 **receiving and processing eligibility information and making**  
7 **determinations for the food stamp program, the temporary**  
8 **assistance for needy families program, and the Medicaid program**  
9 **shall do the following:**

10 **(1) Review the eligibility and intake process for:**

11 **(A) timeliness of eligibility determinations;**

12 **(B) document management;**

13 **(C) client wait times at county offices; and**

14 **(D) any matter requested by the commission.**

15 **(2) Provide reports to the commission concerning any matter**  
16 **listed in subdivision (1):**

17 **(A) in a manner and format requested by the commission;**

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1                   **and**

2                   **(B) upon request of the commission.**

3                   SECTION 2. IC 12-15-1-4.5 IS ADDED TO THE INDIANA CODE  
4 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY  
5 1, 2009]: **Sec. 4.5. (a) An employee of the office of the secretary of**  
6 **family and social services who works at a county office shall**  
7 **directly assist any individual who enters the county office and**  
8 **requests assistance with the eligibility process for any program**  
9 **served by the county office. The direct assistance required by this**  
10 **subsection includes helping the individual to complete the**  
11 **application forms and responding to any questions the individual**  
12 **has concerning the application.**

13                   **(b) Solely referring an individual to a computer or telephone**  
14 **does not constitute the direct assistance required by subsection (a).**

15                   **(c) For the purposes of subsection (a), a program served by the**  
16 **county office includes the following programs:**

17                   **(1) TANF program.**

18                   **(2) Medicaid.**

19                   **(3) The federal Food Stamp program under 7 U.S.C. 2011 et**  
20 **seq.**

21                   SECTION 3. IC 12-15-30-8 IS ADDED TO THE INDIANA CODE  
22 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY  
23 1, 2009]: **Sec. 8. (a) The office shall require a contractor that assists**  
24 **in the administration of eligibility determinations for individuals'**  
25 **participation in a program administered by the office to implement**  
26 **a document tracking system that includes the following:**

27                   **(1) A numerical receipt for each document submitted by an**  
28 **applicant during the application or renewal process.**

29                   **(2) A verification of each document received by the contractor**  
30 **not later than twenty-four (24) hours after the document has**  
31 **been received.**

32                   **(b) The verification of a document required by subsection (a)(2)**  
33 **must meet the following requirements:**

34                   **(1) The verification must occur in the following format:**

35                   **(A) If the document is received by facsimile, a return**  
36 **facsimile receipt.**

37                   **(B) If the document is received by electronic mail, a return**  
38 **electronic mail receipt.**

39                   **(C) If the document is received at a county office, a written**  
40 **receipt from an employee of the county office.**

41                   **(2) Each document's numerical tracking number must be**  
42 **included on the receipt for the document.**

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SECTION 4. IC 12-15-30-9 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2009]: **Sec. 9. (a) The office shall require a contractor that assists in the administration of eligibility determinations for individuals' participation in a program administered by the office to provide a health care facility that receives compensation under the Medicaid program with a dedicated telephone number:**

**(1) that connects the facility with the contractor on a twenty-four (24) hour basis per day; and**

**(2) through which the facility may obtain expedited assistance in eligibility determinations and eligibility renewals.**

**(b) A contractor described in subsection (a) must do the following:**

**(1) Acknowledge the receipt of a telephone call from a facility on the number described in subsection (a) not later than twenty-four (24) hours after the telephone call was made.**

**(2) Provide the facility with one (1) of the following:**

**(A) If the contractor determines that the application or documents accompanying the application are incomplete, detailed information on the deficiencies of the application and the manner in which to remedy the deficiencies.**

**(B) If the contractor determines that the application is complete, written confirmation that the application is complete.**

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## COMMITTEE REPORT

Mr. Speaker: Your Committee on Public Health, to which was referred House Bill 1195, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 1, between the enacting clause and line 1, begin a new paragraph and insert:

"SECTION 1. IC 12-13-5-14 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2009]: **Sec. 14. (a) As used in this section, "commission" refers to the select joint commission on Medicaid oversight (IC 2-5-26-3).**

**(b) A contractor for the division that has responsibility for receiving and processing eligibility information and making determinations for the food stamp program, the temporary assistance for needy families program, and the Medicaid program shall do the following:**

**(1) Review the eligibility and intake process for:**

**(A) timeliness of eligibility determinations;**

**(B) document management;**

**(C) client wait times at county offices; and**

**(D) any matter requested by the commission.**

**(2) Provide reports to the commission concerning any matter listed in subdivision (1):**

**(A) in a manner and format requested by the commission; and**

**(B) upon request of the commission."**

Renumber all SECTIONS consecutively.

and when so amended that said bill do pass.

(Reference is to HB 1195 as introduced.)

BROWN C, Chair

Committee Vote: yeas 9, nays 0.

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